

I certify that on June 27, 2005, which is the date I am signing this certificate, this correspondence and all identified attachments are being deposited with the United States Postal Service as first class mail in an envelope addressed to: Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450.

*Jessica Brown*  
Jessica S. Brown

**IN THE UNITED STATES PATENT AND TRADEMARK OFFICE**

Docket No.: 064706-0013

**IN THE UNITED STATES PATENT AND TRADEMARK OFFICE**

In re Application of : Customer Number: 33401  
 ADAIR, DAVE B., et al. :  
 Serial No.: 10/036,966 : Group Art Unit: 2121  
 Filed: December 20, 2001 : Examiner: Beth VAN DOREN  
 For: MOVE LOT SIZE BALANCING SYSTEM AND METHOD

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Commissioner for Patents  
 P.O. Box 1450  
 Alexandria, VA 22313-1450

**STATUS INQUIRY**

Sir:

Further to the Status Inquiry, filed on October 15, 2003 (copy enclosed), and both the March 16, 2004 and December 10, 2002 status updates (copies enclosed), no Office Action has yet been received for this application, although examination was expected to take place by the end of June 2005.

Please provide an updated indication of the status of this application and when we might expect to receive a first Office Action.

Respectfully submitted,

June 27, 2005

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*Marc E. Brown*  
 Marc E. Brown, Reg. No. 28,590  
 Attorney for Applicant

**McDERMOTT WILL & EMERY LLP**

2049 Century Park East, 34th Floor  
 Los Angeles, California 90067  
 Telephone: (310) 277-4110 / Facsimile: (310) 277-4730

Serial No. 10/036,966

Docket No. 064706-0013

**PATENT**

I certify that on October 15 2003, which is the date I am signing this certificate, this correspondence and all identified attachments are being deposited with the United States Postal Service as first class mail in an envelope addressed to: Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450.

Jessica S. Brown

Docket No.: 064706-0013

**IN THE UNITED STATES PATENT AND TRADEMARK OFFICE**

In re Application of : Customer Number: 33401  
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Serial No.: 10/036,966 : Group Art Unit: 2121  
Filed: December 20, 2001 : Examiner: Beth VAN DOREN  
For: MOVE LOT SIZE BALANCING SYSTEM AND METHOD

Commissioner for Patents  
P.O. Box 1450  
Alexandria, VA 22313-1450

**STATUS INQUIRY**

Sir:

Referring to the above-identified Patent Application filed approximately 22 months ago with the United States Patent and Trademark Office, please provide an indication of the status of the identified application and when we might expect to receive the first Office Action.

Respectfully submitted,

October 15, 2003

Marc E. Brown, Reg. No. 28,590  
Attorney for Applicant

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UNITED STATES PATENT AND TRADEMARK OFFICE

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www.uspto.gov

Date: 3/16/04

MCDERMOTT, WILL & EMERY (LOS ANGELES O  
2049 CENTURY PARK EAST  
34TH FLOOR  
LOS ANGELES CA 90067-3208

To: Applicant of Serial Number 10036966 (Art Unit 3623)

We currently project that it will be more than 15 months before this application will receive a first office action. This is because the application is classified in a technology that has experienced a large filing rate growth over the last few years. The Office is addressing the growth by adjusting examination resources accordingly. You may wish to consult the MPEP (708.02) to see if filing a petition to make special is appropriate.

Customer Service Office in Technology Center: 3600

Phone Number: 703-306-5771

FAX Number: 703-305-7658

Applicant/Attorney Contact Information:

Telephone: (310)277-4110

Fax: (310)277-4730

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MW&E

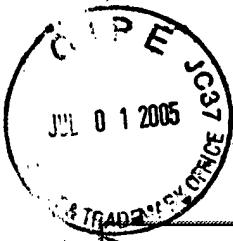
Client/Matter No. 64706-0013

Sent to Calendar

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3/22/04



United States Patent And Trademark Office

Commissioner For Patents  
United States Patent And Trademark Office  
Washington, D.C. 20231  
[www.uspto.gov](http://www.uspto.gov)

Date: 12/10/02

MCDERMOTT, WILL & EMERY (LOS ANGELES O  
2049 CENTURY PARK EAST  
34TH FLOOR  
LOS ANGELES CA 90067-3208

To: Applicant of Serial Number 10036966

We project that this application will be first examined in 0 to 3 months from today.

Customer Service Office in Technology Center: 2100

Phone Number: 703-306-5631

FAX Number: 703-746-7240

Applicant/Attorney Contact Information:

Telephone: (310)277-4110

Fax: (310)277-4730

L. Wong

064 706 - 13  
Client/Matter No. \_\_\_\_\_

Sent to Calendar \_\_\_\_\_ Signature \_\_\_\_\_ Date \_\_\_\_\_

Calendared **IKE** 12/18/02